

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

BRIAN D. WHITMORE,	:	CIVIL ACTION
	:	NO. 18-4447
Plaintiff,	:	
	:	
v.	:	
	:	
	:	
NATIONAL RAILROAD PASSENGER	:	
CORPORATION,	:	
	:	
Defendant.	:	

ORDER

AND NOW, this **30th** day of **December, 2020**, after considering Defendant's Motion for Summary Judgment (ECF No. 43), Plaintiff's Response thereto (ECF No. 46), and Defendant's Reply (ECF No. 47), and holding a hearing on the record, it is hereby **ORDERED**, for the reasons set forth in the accompanying memorandum, that Defendant's Motion for Summary Judgment (ECF No. 43) is **GRANTED in part and DENIED in part**, as follows:

1. Defendant's Motion for Summary Judgment is **GRANTED** as to the hostile work environment and retaliation theories with respect to Counts II and III.
2. Defendant's Motion for Summary Judgment is **DENIED** as to the discrimination theories with respect to Counts I, II, and III.

It is **FURTHER ORDERED** that Defendant's Motion for Leave to File a Reply (ECF No. 47) is **GRANTED**.

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.